

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 08-30 As Amended

Introduced by Council President Boniface at the request of the County Executive

Legislative Day No. 08-09 Date April 1, 2008

AN ACT to repeal and reenact, with amendments, Subsection J, Fee, of Section 109-7.1, Collection and transportation of solid waste, of Article I, General Provisions, of Chapter 109, Environmental Control; and to repeal and reenact, with amendments, Section 157-28, Fees for deposit of solid waste at a county disposal facility, of Article II, Fees, of Chapter 157, Licenses and Permits; all of the Harford County Code, as amended; to provide for an increase in the fees for disposal of solid waste in the County; to add the definitions of hauler and recyclables to Section 157-28; and generally relating to fees for disposal of solid waste.

By the Council, April 1, 2008

Introduced, read first time, ordered posted and public hearing scheduled

on: May 6, 2008

at: 6:30 p.m.

By Order: Barbara J. O'Connor, Council Administrator

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on May 6, 2008, and concluded on, May 6, 2008.

Barbara J. O'Connor, Council Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

Section 1. Be It Enacted By The County Council of Harford County, Maryland that Subsection J, Fee, of Section 109-7.1, Collection and transportation of solid waste, of Article I, General Provisions, of Chapter 109, Environmental Control, and Section 157-28, Fees for deposit of solid waste at a county disposal facility, of Article II, Fees, of Chapter 157, Licenses and Permits, all of the Harford County Code, as amended, be, and they are hereby, repealed and reenacted, with amendments, all to read as follows:

Chapter 109. Environmental Control

Article I. General Provisions

§ 109-7.1. Collection and transportation of solid waste.

J. Fee.

[(1)] Each hauler[, other than an individual citizen of the county depositing his own residentially-generated solid waste,] shall pay a fee for all solid waste deposited or disposed of in any resource-recovery facility or county-owned or operated landfill at a rate of [~~\$50.00~~]~~\$60~~ per ton, ADJUSTED ANNUALLY BY THE CHANGE IN THE CONSUMER PRICE INDEX (CPI 1982-84=100). EACH FISCAL YEAR THESE RATES WILL BE ADJUSTED TO REFLECT THE ANNUAL CHANGE OF THE CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS (CPI-U) FOR THE EXPENDITURE CATEGORY ALL ITEMS NOT SEASONALLY ADJUSTED FOR THE U.S. CITY AVERAGE. THE ANNUAL CONSUMER PRICE INDEX FOR THE PERIOD ENDING EACH DECEMBER, AS PUBLISHED BY THE BUREAU OF LABOR STATISTICS OF THE U.S. DEPARTMENT OF LABOR, SHALL BE USED TO ADJUST THE RATES FOR THE PERIOD BEGINNING JULY 1 OF THE FOLLOWING FISCAL YEAR. THE DIRECTOR OF PUBLIC WORKS MAY RECOMMEND TO THE COUNTY EXECUTIVE A SMALLER ADJUSTMENT AS DEEMED NECESSARY. All monies collected from the fee shall be dedicated to the operating and/or capital expenses associated with solid waste disposal management. This fee shall not apply to any recyclable or compostable material accepted by the county for deposit.

1 [(2) Notwithstanding Paragraph (1) of this subsection, the municipalities of Aberdeen,
2 Bel Air, and Havre de Grace shall be entitled to a credit against the fee stated in Paragraph (1) of this
3 subsection for solid waste deposited or disposed of in any resource-recovery facility or county-owned or
4 operated landfill by or on behalf of the municipalities from June 1, 1992, to September 1, 1992, up to the
5 following amounts:

Municipality	Tonnage
Aberdeen	550
Bel Air	725
Havre de Grace	550]

10 **§ 157-28. Fees for deposit of solid waste at a county disposal facility.**

11 A. Definitions.

12 COUNTY DISPOSAL FACILITY -- County disposal facility shall be defined as that term is
13 defined in § 109-1 of the Harford County Code.

14 HAULER -- ANY VEHICLE OTHER THAN A PRIVATELY-OWNED NON-COMMERCIAL
15 VEHICLE OPERATED BY A CITIZEN OF THE COUNTY DELIVERING HIS OWN
16 RESIDENTIALLY-GENERATED WASTE.

17 LARGE CLOSED VAN -- Any van that has a load rating of 3/4 of a ton or greater.

18 LARGE PICK-UP TRUCK -- Any pick-up truck that has a loadbed of 3/4 of a ton or greater.

19 MULTIPURPOSE PASSENGER VEHICLE - Any motor vehicle that:

20 (1) Is designed primarily for carrying persons and which is constructed on a truck
21 chassis or with special features for occasional off-road operations; or

22 (2) Is registered as a Class M vehicle by the Motor Vehicle Administration.

23 RECYCLABLES -- ANY MATERIALS WHICH ARE COLLECTED AND ACCEPTED
24 WITH THE INTENT OF PROCESSING INTO USEFUL PRODUCTS, INCLUDING BUT NOT
25 LIMITED TO PAPER, CARDBOARD, EMPTY FOOD AND BEVERAGE CONTAINERS,

VEGETATIVE MATTER AND NATURAL WOOD MATERIALS.

SMALL CLOSED VAN -- Any van or panel truck which is not registered as a Class M vehicle by the Motor Vehicle Administration and typically does not have side windows and is not a passenger vehicle with seats behind the driver that has 2 axles and a load rating of less than 3/4 of a ton.

SMALL PICK-UP TRUCK -- Any pick-up truck that has a loadbed rated under 3/4 of a ton.

SOLID WASTE -- Solid waste shall be defined as that term is defined in § 109-1 of the Harford County Code.

B. Solid waste disposal fee. [The] OTHER THAN HAULERS, THE following vehicles shall be charged the specified solid waste disposal fee and shall not be required to be weighed in at the weigh scales:

(1) Automobiles, sports utility vehicles and vans with multi-purpose vehicle tags and vans without multi-purpose vehicle tags with seats behind the driver seat – [\$3]\$4.

(2) Small pickup truck, large pickup truck or small closed van with no seats or seats removed behind the driver seat – [\$5]\$7.

(3) Single OR DOUBLE axle trailers UP TO 8 FEET IN LENGTH AND 3 FEET HIGH ABOVE THE BED HEIGHT pulled behind private vehicles – [\$5]\$7. All other types of trailers and commercial trailers will be weighed on the scales.

C. Fees for all the vehicles. All vehicles which cross the weigh scales shall pay a fee of [\$50]\$60 per ton AS DESCRIBED IN § 109-7.1J for all solid waste deposited at [the] A county disposal facility, with a minimum fee of [\$10]\$20. Additionally, vehicles hauling contaminated or rejected recycled materials will be charged [\$50]\$60 per ton and an additional unauthorized load fee will be charged [\$50]\$60 per ton. In the event that the weigh scales at a county disposal facility are inoperable or because of a power loss cannot be utilized, vehicles shall pay the following fees:

(1) Large closed van – [\$50]\$60.

(2) Two-axle dump truck – [\$150]\$180.

- (3) Three-axle dump truck – [~~\$300~~]~~\$360~~.
- (4) Two-axle stake/open body/trailer dump – [~~\$150~~]~~\$180~~.
- (5) Three-axle stake/open body/trailer dump – [~~\$300~~]~~\$360~~.
- (6) Under 16 cubic yard front/rear/side compactor – [~~\$286~~]~~\$343~~.
- (7) Sixteen to 24 cubic yard front/rear/side compactor – [~~\$357~~]~~\$428~~.
- (8) Over 24 cubic yard front/rear/side compactor – [~~\$417~~]~~\$500~~.
- (9) Semi-trailer – [~~\$950~~]~~\$1,140~~.
- (10) Roll-off bed under 25 cubic yards – [~~\$250~~]~~\$300~~.
- (11) Roll-off bed 25 to 35 cubic yards – [~~\$286~~]~~\$343~~.
- (12) Roll-off bed 35 cubic yards or larger – [~~\$321~~]~~\$385~~.
- (13) Reloading rejected waste – [~~\$119~~]~~\$143~~.

D. Out-of-county waste. The following fee shall be charged for deposit of out-of-county solid waste:

- (1) Permitted out-of-county solid waste – [~~\$200~~]~~\$225~~ per ton.
- (2) Unpermitted out-of-county solid waste – [~~\$350~~]~~\$375~~ per ton.

E. Fees for compost and mulch.

(1) The following fees will be charged for the sale of:

- (a) Mulch (per each cubic yard) – [~~\$10~~]~~\$12~~.
- (b) Compost (per each cubic yard) – [~~\$10~~]~~\$15~~.

(2) Harford County citizens will be allowed three 30-gallon containers or bags of compost or mulch free of charge.

(3) THE HARFORD COUNTY DIRECTOR OF PUBLIC WORKS MAY AUTHORIZE BULK SALES OF MULCH OR COMPOST AT FEES OTHER THAN THOSE LISTED HEREIN IN ORDER TO PREVENT ACCUMULATION OF EXCESS INVENTORY.

F. Fees for tire disposal. The following fees will be charged for the disposal of tires (private

vehicles):

(1) Five OR LESS tires OFF RIMS UP TO 17 INCH RIM SIZE [or less] per year - no charge.

(2) Scrap tires OFF RIMS up to 17 inch RIM size (over 5 tires) – [\$.50]\$1 each.

(3) Scrap tires OFF RIMS over 17 inch RIM size BUT NOT LARGER THAN 44 INCH DIAMETER (over 5 tires) – [\$2]\$4 each.

(4) Equipment tires 44 INCHES OR GREATER DIAMETER (must be cut into quarters) – [\$10]\$15 each.

(5) Scrap tires on rims up to 17 inch RIM size – [\$2]\$3 each.

(6) Scrap tires on rims over 17 inch RIM size BUT NOT LARGER THAN 44 INCH DIAMETER – [\$4]\$6 each.

G. Interest fees. Delinquent invoices shall bear interest at the same rate as established by the County Council and maintained at a rate consistent with § 123-27 of the Harford County Code. The rate of interest shall be assessed on bills that are past due by 30 days.

Section 2. And Be It Further Enacted that this Act shall take effect 60 calendar days from the date it becomes law.

EFFECTIVE:

The Council Administrator does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.



Council Administrator

HARFORD COUNTY BILL NO. 08-30 As Amended

Brief Title Solid Waste Disposal Fee

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

Council Administrator

Council President

Date May 6, 2008

Date May 6, 2008

BY THE COUNCIL

Read the third time.

Passed: LSD 08-12

Failed of Passage: May 6, 2008

By Order

Barbara J. O'Connor
Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this _____ day of _____, 2008 at ____ p.m.

Council Administrator

BY THE EXECUTIVE

COUNTY EXECUTIVE

APPROVED: Date _____

BY THE COUNCIL

This Bill not having been considered on final reading within the time required by Charter, stands failed for want of consideration on May 6, 2008.

By Order

Barbara J. O'Connor
Council Administrator